THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.23932 of 2005

Date: 15.11.2005

Between:

Kolla Narayanamma

…. Petitioner

and

The Station House Officer, Tekkali Police Station & another.

….. Respondents.

THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.23932 of 2005

ORDER: *(per the Hon'ble Smt. Justice T. Meena Kumari)*

This is a taken up case on the Telegram, dated 03.11.2005, given by the petitioner seeking a direction to the respondents to produce the detenu, viz. Kolla Kumar, who was illegally detained by the S.I. of Police, Tekkali Police

Station, Srikakulam district, on 02.11.2005 and to set him at liberty.

The first respondent has filed the counter-affidavit denying the allegations in the Telegram. It is specifically mentioned in the counter that the alleged detenu was not required in any of the cases either on the file of their police station or any other police station, that on 03.11.2005, at about 09.00 a.m., the alleged detenu and one N. Bharathi of Tekkali came to the police station and submitted a petition stating that both of them are majors, they loved each other and wanted to marry and he advised them to approach the appropriate forum, that subsequently on enquiries he came to know that both of them married each other at Sri Lakshmi Narasimha Swamy Temple, Tekkali on the same day itself and they have been living together.

It is submitted by the leaned Additional Advocate General across the Bar that the alleged detenu was not arrested by the police at any time, therefore the question of detaining the alleged detenu does not arise.

In pursuance of the directions given by this Court, today, the alleged detenu viz. Kolla Kumar is present. Therefore, in view of the submission made by the learned Additional Advocate General and in view of the averments made in the counter to the effect that the alleged detenu was not arrested by the police at any time, We are of the view that no further orders are necessary in this writ petition and accordingly, the same is liable to be dismissed.

The writ petition is, therefore, dismissed.

(T. MEENA KUMARI.J)

(K.C. BHANU.J)

Date: 15.11.2005

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